

1 JOHN C. DITTMAN, WSBA #32094
2 Assistant Attorney General
3 Corrections Division
4 1116 West Riverside Avenue, Suite 100
5 Spokane, WA 99201-1106
6 (509) 456-3123

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9 **UNITED STATES DISTRICT COURT**
10 **EASTERN DISTRICT OF WASHINGTON**

11 DONALD WHITE, JR.,

12 Plaintiff,

13 v.

14 BRIAN EWERT,

15 Defendant.

NO. 4:16-cv-05122-SMJ

NOTICE OF AGREEMENT TO
SETTLE

16 The Defendant, BRIAN EWERT, by and through his attorneys of record,
17 ROBERT W. FERGUSON, Attorney General, and JOHN C. DITTMAN,
18 Assistant Attorney General submits the following notice of agreement to settle
19 this matter.

20 **I. REPORT OF PARTIES' MEETINGS**

21 Plaintiff and counsel for Defendant met telephonically with Magistrate
22 Judge John T. Rodgers on December 5, 2018, to discuss scheduling the mediation

1 as ordered by this court. Donald White, Jr., Plaintiff, *pro se*, and John C. Dittman,
2 Assistant Attorney General were on the call with Magistrate Judge Rodgers.

3 During the call, the parties discussed settlement. The parties agreed to
4 settle the case with formal paperwork to follow.

5 Trial on January 7, 2019 appears unnecessary.

6 RESPECTFULLY SUBMITTED this 5th day of December, 2018.

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8 ROBERT W. FERGUSON
Attorney General

9
10 s/ John C. Dittman
11 JOHN C. DITTMAN, WSBA #32094
12 Assistant Attorney General
13 Corrections Division
14 1116 West Riverside Avenue, Suite 100
15 Spokane, WA 99201-1106
16 (509) 456-3123
17 JohnD2@atg.wa.gov
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DONALD WHITE, JR. DOC #308364
STAFFORD CREEK CORRECTIONS CENTER
191 CONSTANTINE WAY
ABERDEEN WA 98520
docsccinmatefederal@doc1.wa.gov

DATED this 5th day of December, 2018, at Spokane, Washington.

s/ Patty Willoughby
PATTY WILLOUGHBY
Legal Assistant III
Corrections Division
1116 West Riverside Avenue, Suite 100
Spokane, WA 99201-1106
(509) 456-3123
PattyW@atg.wa.gov